

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

KEYHAN MOHANNA,

Plaintiff,

v.

WILMINGTON SAVINGS FUND  
SOCIETY FSB,

Defendant.

Case No. [4:21-cv-03557-KAW](#)

ORDER TO SHOW CAUSE; ORDER  
CONTINUING HEARING ON MOTION  
TO DISMISS

Re: Dkt. No. 15

On July 12, 2021, Defendant filed a motion to dismiss. Pursuant to Civil Local Rule 7-3(a), Plaintiff's opposition was due 14 days after the motion was filed, which was July 26, 2021.

To date, Plaintiff has not filed an opposition or statement of non-opposition. Pursuant to the undersigned's standing order, "[t]he failure of the opposing party to file a memorandum of points and authorities in opposition to any motion shall constitute consent to the granting of the motion." (Judge Westmore's General Standing Order ¶ 23.)

Accordingly, Plaintiff is ordered, on or before **August 20, 2021**, 1) to file an opposition or statement of non-opposition to the pending motion, and 2) to file a response to this order to show cause explaining why the opposition was not timely filed. These shall be filed as separate documents. Should an opposition be filed, Defendant may file a reply on or before August 27, 2021.

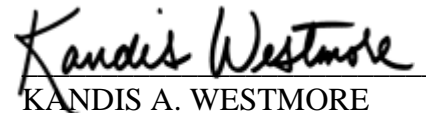
Plaintiff is advised that the failure to file both an opposition and a response to this order to show cause will result in the motion to dismiss being granted as unopposed and without leave to amend, and the case being dismissed with prejudice.

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1 Finally, the August 19, 2021 hearing on the motion to dismiss is continued to October 7,  
2 2021 at 1:30 PM.

3 IT IS SO ORDERED.

4 Dated: August 4, 2021

  
KANDIS A. WESTMORE  
United States Magistrate Judge

United States District Court  
Northern District of California